

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1710-02
Bill No.: Perfected SCS for SB 337
Subject: Agriculture and Animals; Agriculture Dept.
Type: Original
Date: April 12, 2011

Bill Summary: This proposal Modifies provisions pertaining to noxious weeds and the Department of Agriculture's brand book.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Livestock Brands Fund	Unknown	Unknown	Unknown
Total Estimated Net Effect on <u>Other</u> State Funds	Unknown	Unknown	Unknown

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 7 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Section 268.121 - Department of Agriculture's Brand Book

Officials at the **Department of Agriculture (AGR)** assumes this proposal removes the requirement that the Department print a livestock brands book and instead requires the list to be available on the internet.

AGR states, there will be costs associated with making the brand book available on-line and the on-going maintenance and updating of the on-line brand book. However, those costs are not expected to exceed the printing and postage savings associated with this legislation.

AGR states, the Division of Animal Health has an E&E appropriation to pay printing and postage expenses of the Livestock Brands book from the Livestock Brands Fund.

AGR states, the department would save the printing and postage costs of the livestock brands book (printed once every 5 years) and the yearly supplements (in years when a new brand book isn't printed).

AGR states, the livestock brands book is printed once every 5 years. It was last printed in FY10 at a cost of \$8,705. Associated postage costs were \$1,876 in FY10, bringing total costs for printing and postage to \$10,581.

AGR states, a new livestock brands book will not be printed until FY15. However, an annual supplement to the brands book is printed each year at a cost of approximately 5 percent of the new book. Therefore, only the costs of the supplement ($\$10,581 \times 5\% = \529) will be saved in FY11 through FY14. In FY15 total costs of approximately \$11,000 would be avoided as a result of this legislation.

AGR assumes there will be IT costs associated with moving the document to the internet along with on-going maintenance and update expenses. The exact dollar amount of those costs is unknown but for purposes of this fiscal note they are assumed to not exceed annual savings from not printing the supplement.

AGR states, livestock brand registration fees and brand book sales revenues are deposited into the Livestock Brands Fund. Those fee revenues are used to pay for the printing and postage costs of this program. Although there will be a reduction in fee revenues due to the on-line availability

ASSUMPTION (Continued)

of the brand book, the Department expects cost savings to offset most if not all of the revenue reductions.

Oversight assumes, as a result of this proposal, the Department of Agriculture would experience an unknown savings to the Livestock Brands Fund, related to the Livestock Brands Book and annual supplemental's availability online.

Oversight assumes the majority of the savings related to this proposal will be experienced outside of the fiscal note period in FY15, and every five years thereafter. However, an unknown savings to the Livestock Brands Fund, related to the cost of printing and mailing the annual supplemental, would occur within the fiscal note period.

Section 263.190 - 263.242 - Noxious Weeds

Officials at the **Department of Natural Resources (DNR)** assumes the proposed legislation seeks to define noxious weed as those designated by rule by the Department of Agriculture.

DNR states, this proposal would allow the adjoining or aggrieved entities to take civil action against a landowner for not controlling the spread of any designated noxious weed.

DNR states, the **Division of State Parks (DSP)** operates 85 parks and historic sites in Missouri. Management of the parks includes controlling noxious weeds. This proposal appears to be trying to bring consistency to the rules governing the control of noxious weeks. This proposal may require additional operating costs for some of our parks if DSP was required to engage in more multiflora or thistle weed control.

DNR assumes, this proposal could impact DSP if we need to engage in more multiflora or thistle control. However, DSP would anticipate any additional costs to be minimal.

Officials at the **Department of Conservation** assumes the fiscal impact is unknown as costs are dependent upon the cost of chemicals and labor needed to control problem plants and species added to the noxious plant list.

Officials at **Northwest Missouri State University** estimate this proposal would result in \$2,000 in additional chemical costs annually to the university.

ASSUMPTION (Continued)

Officials at the **Department of Elementary and Secondary Education and Linn State Technical College** state the impact from this proposal is unknown.

Oversight assumes any fiscal impact associated with this proposal for state agencies and local political subdivisions would be minimal and could be absorbed by the state agency or local political subdivision with existing resources.

Officials at the Office of Secretary of State states many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain with the core budget. Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

Officials at the **Department of Agriculture, Office of Administration - Division of Facilities Maintenance, Design and Construction, Office of State Courts Administrator, State Public Defender's Office, Department of Transportation, Department of Elementary and Secondary Education, Parkway School District, City of Raytown, St. Louis County Government, University of Central Missouri, Missouri Western State University, Metropolitan Community College, Missouri State University Lincoln University, and Missouri Southern State University** assumes there is no fiscal impact from this proposed legislation.

<u>FISCAL IMPACT - State Government</u>	FY 2012 (10 Mo.)	FY 2013	FY 2014
LIVESTOCK BRANDS FUND			
<u>Revenue</u> - Paper Copy Livestock Brands Books Sold	Unknown	Unknown	Unknown
<u>Savings</u> - Free Printed Livestock Brands Books Now Available on the Internet	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
<u>Cost</u> - Website Maintenance and Updates	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
ESTIMATED NET EFFECT ON LIVESTOCK BRANDS FUND	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2012 (10 Mo.)	FY 2013	FY 2014
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

Savings to small livestock brand businesses would be expected as the Livestock Brands book would be available online at no cost.

FISCAL DESCRIPTION

Section 268.121 - Department of Agriculture Brand Book

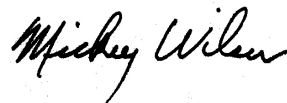
Under current law, the Department of Agriculture must publish a book of all livestock brands on record and must send copies of the book to all county recorders of deeds, livestock markets, and slaughter plants. This act removes the requirement that the department must publish the list of brands in book form, and instead requires the department to make the list available to the public on the internet. The act also removes the requirement that the department send a book to the counties, livestock markets, and slaughter plants.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

KB:LR:OD

SOURCES OF INFORMATION

Department of Agriculture
Department of Elementary and Secondary Education
Department of Transportation
Office of Administration -
 Division of Facilities Maintenance, Design and Construction
Department of Elementary and Secondary Education
Department of Conservation
Department of Natural Resources
St. Louis County Government
University of Central Missouri
Missouri Southern State University
Parkway School District
Missouri Western State University
Linn State Technical College
City of Raytown
Lincoln University
Metropolitan Community College
Missouri State University
Northwest Missouri State University
University of Missouri
Office of State Courts Administrator
State Public Defender's Office
Office of Secretary of State



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Director
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